

PATENT

**In The United States Patent And Trademark Office****RECEIVED  
CENTRAL FAX CENTER****DEC 05 2008**

Inventors: Kenneth Rose; Mick Jacobs; Jatin Batra  
Assignee: Cisco Technology, Inc.  
Title: ADAPTIVE BANDWIDTH UTILIZATION OVER FABRIC LINKS  
Application No.: 09/978,475 Filing Date: October 16, 2001  
Examiner: Karen C. Tang Group Art Unit: 2151  
Docket No.: CIS0128US Confirmation No.: 5139

---

Austin, Texas  
December 5, 2008

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P. O. Box 1450  
Alexandria, VA 22313-1450

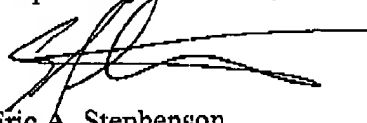
**NOTICE OF APPEAL UNDER 37 CFR §41.31**

Dear Sir:

Applicants hereby appeals the Final Rejection of Claims 1-4, 6-8, 10-12, 14-16, 24-27, 30-32, 34-35, and 37-43 in the Final Office Action dated August 5, 2008, as maintained in the Advisory Actions dated October 28, 2008 and November 13, 2008, to the Board of Patent Appeals and Interferences.

Please charge the fee of \$540.00 under 37 CFR §41.31 for submission of a Notice of Appeal (plus any other fees which may be required) to Deposit Account No. 502306.

Respectfully submitted,



Eric A. Stephenson  
Attorney for Appellants  
Reg. No. 38,321  
Telephone: (512) 439-5092  
Facsimile: (512) 439-5099

12/08/2008 VBUI11 00000000 502306 09978475  
01 FC:1401 540.00 DA